

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NYLYSHA STARVION BELAFON
ARADON, et al.,

Plaintiffs,

v.

SNOHOMISH COUNTY, et al.,

Defendants.

Case No. C20-1665-RSM-DWC

ORDER ADOPTING REPORT AND
RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable David W. Christel, United States Magistrate Judge. Dkt. #30. Judge Christel recommends denying two Motions to Remand filed by Plaintiffs, Dkts. #20 and #22. The Court has reviewed the Objections filed by Plaintiffs, Dkt. #31, as well as the remainder of the record, finds no error in Judge Christel’s legal analysis, and will adopt the R&R. Defendants’ removal was procedurally proper because all Defendants timely joined in the notice of removal under the Ninth Circuit’s “later-served” rule, *see* Dkt. #30 at 4 (citing *Destfino v. Reiswig*, 630 F.3d 952, 956 (9th Cir. 2011)), because Defendants cited to 28 U.S.C. § 1331 in their removal notice, *see, e.g.*, Dkt. #1, and because this Court has jurisdiction under that statute and the supplemental jurisdiction statute, 28 U.S.C. § 1367.

1 Given all of the above, the Court finds and ORDERS:

- 2 1. The Report and Recommendation, Dkt. #30, is ADOPTED.
- 3 2. Plaintiffs' Motions to Remand, Dkts. #20 and #22, are DENIED.
- 4 3. This case is referred back to Judge Christel for further proceedings.

5 DATED this 22nd day of March, 2021.

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10 RICARDO S. MARTINEZ
11 CHIEF UNITED STATES DISTRICT JUDGE
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